

TRANSMITTAL FORM

Application Serial Number	10/697,720
Filing Date	October 29, 2003
First Named Inventor	Stanley N. Cohen, et al.
Group Art Unit	1642
Examiner Name	Misook Yu
Attorney Docket No.	FUNC-0027-CO5
Patent No.	Not applicable
Issue Date	Not applicable

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <ul style="list-style-type: none"> <input type="checkbox"/> Check Attached <input type="checkbox"/> Copy of Fee Transmittal Form 	<input type="checkbox"/> Copy of Notice to File Missing Parts of Application (PTO-1553)	<input type="checkbox"/> Request for Certificate of Correction
<input type="checkbox"/> Amendment/Response <ul style="list-style-type: none"> <input type="checkbox"/> Preliminary <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets ____] 	<input type="checkbox"/> Formal Drawing(s)	<input type="checkbox"/> Certificate of Correction (in duplicate)
<input type="checkbox"/> Petition for Extension of Time (1/2/3 month with fee)	<input type="checkbox"/> Request For Continued Examination (RCE) Transmittal	<input type="checkbox"/> Notice of Appeal to Board of Patent Appeals and Interferences
<input type="checkbox"/> Information Disclosure Statement <ul style="list-style-type: none"> <input type="checkbox"/> Form PTO-1449 <input type="checkbox"/> Copies of IDS Citations 	<input type="checkbox"/> Power of Attorney (Revocation of Prior Powers)	<input type="checkbox"/> Appeal Brief
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Status Inquiry
<input type="checkbox"/> Sequence Listing submission <ul style="list-style-type: none"> <input type="checkbox"/> Paper Copy/CD <input type="checkbox"/> Computer Readable Copy <input type="checkbox"/> Statement verifying identity of above 	<input type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application	<input type="checkbox"/> Return Receipt Postcard
	<input type="checkbox"/> Small Entity Statement	<input checked="" type="checkbox"/> Response to Notification of Non-Compliant Appeal Brief
	<input type="checkbox"/> CD(s) for large table or computer program	<input checked="" type="checkbox"/> Related Proceedings Appendix
	<input type="checkbox"/> Amendment After Allowance	

CORRESPONDENCE ADDRESS	SIGNATURE BLOCK	
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: COHEN, Stanley N., et al.) Confirmation No: 3761
Application No.: 10/697,720) Group Art Unit: 1642
Filed: October 29, 2003) Examiner: Yu, Misook

For: MAMMALIAN TUMOR SUSCEPTIBILITY GENES AND THEIR USES

United States Patent and Trademark Office
Randolph Building
401 Dulany Street
Alexandria, Virginia 22314

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Dear Sir:

In response to the Notification of Non-Compliant Appeal Brief mailed February 5, 2008, the period for response to which is set to expire on March 5, 2008, enclosed please find the "Related Proceedings Appendix" not included in the Appeal Brief filed January 15, 2008. Favorable reconsideration is requested.

The Commissioner is hereby authorized to charge any fees, including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 10-0233.

Respectfully submitted,

Date: February 8, 2008
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RELATED PROCEEDINGS APPENDIX

None.